

UNITED STATES OF AMERICA)
)
 v.) ORDER
)
 PAUL GORDON DAY,)
)
 Defendant.)
 _____)

In addition, at one point in the Letter, Defendant states that if his attorney “will not request this type of evidence, then I may need to just represent myself pro se.” To the extent the Letter can be construed as a request for a hearing regarding counsel issues, it is likewise **DENIED**, as Defendant’s statement is not a sufficient invocation of Defendant’s right to self-representation. See United States v. Bernard, 708 F.3d 583, 588 (4th Cir. 2013) (stating that a criminal defendant “may waive the right to counsel and proceed

at trial pro se only if the waiver is (1) clear and unequivocal, (2) knowing, intelligent, and voluntary, and (3) timely”).

It is so ordered.

Signed: October 6, 2023

A handwritten signature in black ink, reading "W. Carleton Metcalf", written over a horizontal line.

W. Carleton Metcalf
United States Magistrate Judge

